



## 94TH GENERAL ASSEMBLY

### State of Illinois

2005 and 2006

HB5288

Introduced 01/25/06, by Rep. Susana A Mendoza

#### SYNOPSIS AS INTRODUCED:

730 ILCS 5/5-4-3a

Amends the Unified Code of Corrections. Provides that on or before February 1 of each year, the Department of State Police shall report to the Governor and both houses of the General Assembly (1) the number of specimens of blood, saliva, or tissue that are awaiting testing or analysis and categorizing into genetic marker groupings whether in the physical custody of the Department of State Police or in the physical custody of local law enforcement agencies, provided that the Department of State Police has notice of any specimens in the physical custody of local law enforcement agencies and (2) the number of persons convicted of a qualifying offense or attempt of a qualifying offense before July 1, 1990 and who are presently confined as a result of such convictions in any State correctional facilities or county jails or who are presently serving a sentence of probation, conditional discharge or periodic imprisonment as a result of such convictions and whose specimens of blood, saliva, or tissue have not been analyzed and categorized into genetic marker groupings. Effective immediately.

LRB094 16587 RLC 53903 b

FISCAL NOTE ACT  
MAY APPLY

A BILL FOR

1 AN ACT concerning criminal law.

2 **Be it enacted by the People of the State of Illinois,**  
3 **represented in the General Assembly:**

4 Section 5. The Unified Code of Corrections is amended by  
5 changing Section 5-4-3a as follows:

6 (730 ILCS 5/5-4-3a)

7 Sec. 5-4-3a. DNA testing backlog accountability.

8 (a) On ~~or before February 1, 2005 and on~~ or before February  
9 1 of each year ~~thereafter~~, the Department of State Police shall  
10 report to the Governor and both houses of the General Assembly  
11 the following information:

12 (1) the extent of the backlog of cases awaiting testing  
13 or awaiting DNA analysis by that Department, including but  
14 not limited to those tests conducted under Section 5-4-3,  
15 as of December 31 of the previous year; and

16 (1.5) the number of specimens of blood, saliva, or  
17 tissue that are awaiting testing or analysis and  
18 categorizing into genetic marker groupings whether in the  
19 physical custody of the Department of State Police or in  
20 the physical custody of local law enforcement agencies,  
21 provided that the Department of State Police has notice of  
22 any specimens in the physical custody of local law  
23 enforcement agencies; and

24 (1.6) the number of persons convicted of a qualifying  
25 offense as defined in Section 5-4-3 of this Code or attempt  
26 of a qualifying offense before July 1, 1990 and who are  
27 presently confined as a result of such convictions in State  
28 correctional facilities or county jails or who are  
29 presently serving a sentence of probation, conditional  
30 discharge or periodic imprisonment as a result of such  
31 convictions and whose specimens of blood, saliva, or tissue  
32 have not been analyzed and categorized into genetic marker

1           groupings; and

2           (2) what measures have been and are being taken to  
3           reduce that backlog and the estimated costs or expenditures  
4           in doing so.

5           (b) The information reported under this Section shall be  
6           made available to the public, at the time it is reported, on  
7           the official web site of the Department of State Police.

8           (Source: P.A. 93-785, eff. 7-21-04.)

9           Section 99. Effective date. This Act takes effect upon  
10          becoming law.